

**MINUTES
LEXINGTON COUNTY COUNCIL
APRIL 12, 2005**

Lexington County Council held its regular meeting on Tuesday, April 12, 2005 in Council Chambers, beginning at 4:30 p.m. Chairman Rucker presided; Chairman Rucker gave the invocation; Ms. Summers led the Pledge of Allegiance.

Members attending:	Bruce E. Rucker	William C. Billy Derrick
	George H. Smokey Davis	Debra B. Summers
	Bobby C. Keisler	Johnny W. Jeffcoat
	John W. Carrigg, Jr.	Joseph W. Owens
	M. Todd Cullum	

Also attending: Art Brooks, County Administrator; Tim James, Deputy County Administrator, Larry Porth; Finance Director/Assistant County Administrator; Katherine Doucett, Personnel Director/Assistant County Administrator; John Fechtel, Director of Public Works/Assistant County Administrator; Jeff Anderson, County Attorney; other staff members, citizens of the county and representatives of the media.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, and posted on the bulletin board located in the lobby of the County Administration Building.

Employee Recognition - Art Brooks, County Administrator - Mr. Brooks recognized Marty Leas, Commercial Building Inspector, in Community and Economic Development for his pleasant attitude, expertise, and willingness to assist a citizen during construction of their home.

National Telecommunicators' Week - Tim James, Deputy County Administrator, recognized all dispatchers who work behind the scenes on a daily basis answering phones to get the emergency first responders on the way for the citizens of Lexington County. He said Lexington County is blessed to have a team of 41 full-time and 5 part-time employees in the Communications Center who dispatch for the Sheriff's Department, Fire Service, EMS, Animal Control, Coroner's office, as well as ten municipal law enforcement agencies throughout the County.

Mr. Rucker thanked the Telecommunicators, Fire Service, EMS, Forestry, and the Sheriff's Department for the tremendous job they provided Fire Service recently during a structure fire in Gaston.

Presentation of Resolutions - Eagle Scout Matthew Chapman Presented by Councilman Jeffcoat - Councilman Jeffcoat presented a framed resolution to Eagle Scout Matthew Chapman for successfully meeting the requirements to earn the honor of Eagle Scout.

Robert Senn - Presented by Councilman Owens - Councilman Owens presented a framed resolution to Mr. Robert Senn honoring him for his commitment and service on the Board of Zoning Appeals since 1990.

Resolutions - Dunn's Chapel, Gary R. Day, George D. Boozer, and Poultry Festival - Mr. Derrick made a motion, seconded by Mr. Keisler to approve the resolutions.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Derrick
	Mr. Keisler	Mr. Davis
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	Mr. Owens
	Mr. Cullum	

Appointments - There were no appointments.

Mr. Carrigg stated he is working on an appointment for the Accommodations Tax Board and should have the nomination for the April 26th meeting.

Bids/Purchases/RFPs - Mr. Jeffcoat made a motion, seconded by Mr. Cullum that the following bids/purchases/RFPs be approved.

Metal Detectors - Magistrate Court Services - Bids were solicited for the purchase of metal detectors for Magistrate Court Services at the Old Courthouse. The walkway detector will be placed at the front entrance of the Old Courthouse and the handheld detectors will be used by the bailiffs at the front and back doors to prohibit and deter anyone from bringing any weapons into the building.

Three (3) bids were received. Staff recommended the award of the bid to Smith Detection as the low bidder meeting specifications. Total cost including tax is \$5,746.26.

EMS Equipment and Accessories - Public Safety/EMS - Competitive bids were solicited and advertised for EMS equipment and accessories for Public Safety/EMS.

Twelve (12) bids and one (1) no bid were received. Staff recommended multiple awards to the following lowest bidders meeting specifications: Southeastern Emergency Equipment - \$31,801.59, Rescue 42, Inc. - \$1,978.49, and Boundtree Medical - \$2,589.23. Total cost including tax is \$36,369.31.

Motorola 800 MHZ Control Station - Public Safety/Emergency Preparedness - Staff recommended the purchase of one (1) Motorola 800 MHZ control station for Public Safety/Emergency Preparedness from Motorola through State Contract Number OIR2002.07. The control station is being purchased to enhance radio communications within the Emergency Operations Center (EOC). It will be installed in the EOC and used to maintain communications with

the on-scene responding agencies and the forward command post.

Total cost including tax is \$6,436.32.

All Terrain Vehicle (ATV-Gator) With Trailer - Public Safety/Fire Service - Staff recommended the purchase of one (1) all terrain vehicle (ATV) and trailer for Public Safety/Fire Service. The ATV-Gator will be purchased from Palmetto Lawn and Leisure, Inc. through State Contract Number 03-S5826-A9578 and the trailer purchased from Mike's Specialities, Inc. through State Contract Number 01-S4012-A6639. The ATV-Gator will be used by the COBRA team in a hazardous material environment to transport responders into and out of the contaminated areas. This would allow responders to remain in the contaminated area for a longer period of time, thus providing more time to mitigate the problem.

The cost of the ATV-Gator is \$8,206.39 and the cost of the trailer is \$685.82 for a total cost of \$8,892.21 including tax.

Foam Injection Systems - Public Safety/Fire Service - Bids were solicited and advertised to provide and install two (2) Class "A" foam injection systems for Public Safety/Fire Service. The retrofit is the continuation of a program to equip all first out pumpers with foam systems. The Class "A" foam greatly reduces time on fire calls and decreases the possibility of a re-flash fire.

One (1) bid and two (2) no bids were received. Staff recommended awarding the bid to Slagle's Fire Equipment. The total cost including installation and sales tax is \$15,750.00.

Installation of Mobile Generator System - Public Safety/Fire Service - Bids were solicited for the installation of a mobile generator system for Public Safety/Fire Service. The system will provide a power source for scene lighting as well as the operation of the specialized equipment carried on the vehicle.

One (1) bid was received. Staff recommended the award of the bid to Tony's R.V. Parts & Service for a cost of \$11,263.46 including tax.

Fleet Vehicle Replacement - Sheriff's Department - Staff recommended the purchase of one (1) new 2005 Chevrolet 46,000 lb. cab and chassis for the Sheriff's Department from Love Chevrolet through State Contract Number 03-S5719-A9332. Cost including tax is \$59,930.08

Hewlett Packard Map Plotter - Sheriff's Department - Staff recommended the purchase of one (1) Hewlett Packard Map Plotter for the Sheriff's Department from Hewlett Packard through State Contract 05-S6656-A11230. The map plotter will be utilized to support extended Emergency Operations Center (EOC) and Command Post operations by providing maps of an area affected by a disaster to assist in damage assessment and recovery programs. The data to print these maps is provided by the County's GIS & Mapping department.

The cost of the map plotter including tax is \$10,451.60.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Jeffcoat
	Mr. Cullum	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Carrigg
	Mr. Owens	

Approval of Minutes - Meeting of March 22, 2005 - A motion was made by Mr. Cullum, seconded by Mr. Derrick to approve the minutes as submitted.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Cullum
	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Owens	

Chairman's Report - Employee Banquet - Chairman Rucker applauded staff for an outstanding program for the Employee Banquet on Friday, April 8 and thanked everyone involved.

H.3652 - Putting Parents in Charge - Chairman Rucker stated Legislature is trying to pass a bill that will displace the 1 percent funding from the Firefighters' Insurance Fund that subsidizes fire departments to education. He said Lexington County received approximately \$385,000 last year through the insurance fund.

Mr. Davis stated the governor is forcing approximately a half-mil increase on the taxpayers of this state, if the bill passes, to keep the County's services as they were last year.

Resolution Opposing H.3652 - Mr. Derrick stated the Committee of the Whole discussed during the afternoon committee meeting the ramifications that H.3652 would pose if passed. Mr. Derrick made a motion, seconded by Mr. Jeffcoat to present a resolution to the Governor and the Lexington County Legislative Delegation expressing Council's dissatisfaction with H.3652 for their consideration.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Derrick
	Mr. Jeffcoat	Mr. Davis
	Ms. Summers	Mr. Keisler
	Mr. Carrigg	Mr. Owens
	Mr. Cullum	

Administrator's Report - Reassessment Notices - Mr. Brooks stated reassessment notices will be mailed out beginning April 18.

Ordinances - Ordinance 04-11 - Approving the Fee-in-Lieu of Tax Agreement Between Lexington County and Nucor Corporation - 3rd and Final Reading - Mr. Davis made a motion, seconded by Mr. Carrigg to approve third and final reading.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Davis
	Mr. Carrigg	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Owens
	Mr. Cullum	

Ordinance 05-01 - An Ordinance to Amend Section 54-61(c) of the Franchised Collectors Ordinance for Lexington County - 3rd and Final Reading - A motion was made by Mr. Carrigg, seconded by Mr. Cullum to approve third and final reading.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Carrigg
	Mr. Cullum	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Owen	

Ordinance 05-02 - An Ordinance Adopting a Supplemental Appropriation for FY04-05 - 2nd Reading - Council delayed until after Executive Session.

Committee Reports - Planning & Administration, J. Owens, Chairman - Town of Swansea - Letter of Support for the Phase III Enhancement Grant Application - Mr. Owens reported his committee met during the afternoon to discuss a letter of support for the Town of Swansea's Phase III enhancement grant application. Phase III is an extension of Phases I and II of the project which included the redesign and reconstruction of sidewalks, improved lighting, relocation of utility lines and landscaping along 3rd Street. It will also tie into the current SCDOT project to improve the US 321 intersection with SC 3 to Barnwell. This is part of a \$500,000 CDBG grant received from the S.C. Department of Commerce for facade improvements, parking enhancements and related activities tied to the goals of the Enhancement Grant Program. The 20 percent grant match of \$55,750 will be funded by the Town of Swansea.

Mr. Owens made a motion, seconded by Mr. Keisler authorizing the Chairman to execute a letter supporting the Phase III grant application for the Town of Swansea.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Owens
	Mr. Keisler	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Cullum	

Public Works, B. Derrick, Chairman - \$75,000 School Road Request “C” Funds - Public Works - Mr. Derrick stated the Public Works Committee met on Tuesday, March 22, 2005 to consider a request from School District 2 for reimbursement for road improvements on Taylor Road.

Mr. John Fechtel, Director of Public Works, stated School District 2 is requesting up to \$75,000 for partial reimbursement towards paving a portion of Taylor Road which was under construction during FY 2003-04. He said the County currently budgets \$75,000 annually for school road improvement projects of which \$17,500 has been committed to School District 5, leaving a balance \$57,500.

The committee voted to recommend that full Council approve allocating \$57,500 from the School Road “C” Funds to School District 2 for improvements on Taylor Road for FY 2003-04.

Mr. Derrick made a motion, seconded by Mr. Cullum to approve the \$57,500 request from School District 2 from the FY 2003-04 “C” Funds.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Derrick
	Mr. Cullum	Mr. Davis
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Owens	

Mr. Jeffcoat asked why Zoning Map Amendment M05-02 (Tab B) was not brought out for consideration under the Planning and Administration committee reports when the request for the Town of Swansea was.

Ms. Burnett, Clerk to Council, replied that the procedure for Zoning Amendments is that after they have been considered by the Planning Commission they are placed in the Planning and Administration Committee for a recommendation and will be brought forth at the next Council meeting for action by full Council. She said the Town of Swansea had a deadline for submitting their grant application.

Mr. Owens stated when there is a grant deadline to meet that the Chairman’s discretion should be used.

CTC, B. Rucker, Chairman - SCDOT Right-of-Way Issues - Public Works - Chairman Rucker stated the committee voted during the afternoon meeting to approve SCDOT proceeding with condemnation of Pine Plain and Victor Roads.

“C” Fund Bond Alternative - Public Works - Chairman Rucker stated the committee will continue to study an alternate method of funding for resurfacing and paving of dirt roads.

SCDOT Request - Public Works - Chairman Rucker stated SCDOT had given the CTC committee three options for paving shoulders of state roads. The committee opted not to bear the cost and that SCDOT use their own funds.

Budget Amendment Resolutions - The following BAR’s were distributed and signed.

An appropriation transfer of \$3,650 to appropriate funding for “Today’s Teens Tomorrow’s Thinkers” from the Junior League of Columbia for Community Juvenile Arbitration. The funding is for a “Train the Trainers” anger management course.

An appropriation transfer of \$66,283 to appropriate funding from an insurance claim settlement on pumper CTY#12970 for Fire Service that was damaged.

An appropriation transfer of \$9,440 and a supplemental appropriation increase of \$233,110 for the funding of electrical and beacon repairs (\$15,000) and fuel farm (\$227,550) for the Lexington County Airport at Pelion. The total cost of the project is \$242,500.

Old Business/New Business - None.

Executive Session/Legal Briefing - A motion was made by Mr. Cullum, seconded by Mr. Owens to go into Executive Session to receive the legal briefing and to discuss contractual matters.

In Favor:	Mr. Rucker	Mr. Cullum
	Mr. Owens	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	

Mr. Rucker reconvened the meeting in open session.

Matters Requiring a Vote as a Result of Executive Session - Chairman Rucker reported Council received the legal briefing and discussed contractual matters and reported one (1) motion was to be considered.

Ordinance 05-02 - An Ordinance Adopting a Supplemental Appropriation for FY04-05 - Mr. Carrigg made a motion, seconded by Mr. Davis to amend Ordinance 05-02 to include an additional 3.5 million dollars for the purchase of a facility for DSS.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Carrigg
	Mr. Davis	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Owens
	Mr. Cullum	

Ordinance 05-02- An Ordinance Adopting a Supplemental Appropriation for FY04-05 - 2nd Reading - Mr. Carrigg made a motion, seconded by Mr. Jeffcoat that Ordinance 05-02 receive second reading as amended.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Carrigg
	Mr. Jeffcoat	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Owens
	Mr. Cullum	

Resolution - Bryson Summers - Mr. Davis made a motion, seconded by Mr. Cullum to prepare a resolution honoring Bryson Summers for attaining his Eagle Scout.

Mr. Rucker opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Rucker	Mr. Davis
	Mr. Derrick	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Owens	Mr. Cullum

Abstaining: Ms. Summers *

* Ms. Summers abstained from voting because Bryson Summers is her son.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

Bruce E. Rucker
Chairman